IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

-

WRIT PETITION NO : 17689 of 2004

Between:

Smt.Bharathi Royra, w/o Sri M.Prakash Royra,
r/o Plot No.502, Door No.6-18-5/14,

East Point Colony, Visakhapatnam.

..... PETITIONER

AND

Municipal Corporation of Visakhapatnam,

rep., by its Commissioner, Visakhapatnam.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to declare the action of the respondent corporation in not disposing of the representation/complaint dated 2-5-2003 and 24-8-2004 and passing appropriate orders under the provisions of the Hyderabad Municipal Corporation Act as arbitrary and illegal and consequently issue a writ order or direction more particularly one in the nature of writ of mandamus directing the respondent Corporation to pass orders on the representation dated 2-5-2003 and the reminder dated 24-8-2004 expeditiously.

Counsel for the Petitioner:MR.G.RAMA GOPAL

Counsel for the Respondent: MR.T.S.VENKATARAMANA

The Court at the stage of admission made the following ORDER:

Heard the learned counsel for the petitioner and the learned Standing Counsel appearing for the respondent. Both the counsel agreed to dispose of the writ petition at the admission stage itself.

The only submission made by the learned counsel for the petitioner is that the representations made by the petitioner dated 02-05-2003 and 24-08-2004 to the respondent have not been considered and disposed of for rectification of the discrepancy regarding plinth area of the petitioner's shops in the Special Notice of Property Tax Assessment dated 19-04-2003, wherein, plinth area was shown as 214.19 sq.mts but in fact, the petitioner is the owner of 61.66 sq.mts inclusive of common area.

In view of the same, the respondent is hereby directed to consider the representations of the petitioner and pass appropriate orders in accordance with law.

The writ petition is accordingly disposed of. No costs.

1st SEPTEMBER, 2004.

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To

1. The Commissioner,

Municipal Corporation of Visakhapatnam,

Visakhapatnam.

2. Two CD copies.